#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of Confirmation Number: 5903

Akihiro HORII, et al. Date: May 1, 2007

 Serial No.:
 10/727,302
 Filed:
 December 2, 2003

 Patent No.:
 7.133,138
 Issued:
 November 7, 2006

Group Art Unit: Examiner:

For: RAPID DEPTH SCANNING OPTICAL IMAGING DEVICE

### VIA EFS-WEB

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

# REQUEST FOR CERTIFICATE OF CORRECTION

Sir:

Pursuant to 37 C.F.R.  $\S$  1.322(a), it is requested that the above-identified patent be corrected as follows:

Related U.S. Application Data should read:

Divisional of application No.: 09/656,799 filed on Sept. 7, 2000, Pat. No. 6,687,010

Enclosed is a copy of the filing receipt indicating such.

A Certificate of Correction (Form PTO/SB/44) is also enclosed.

As this error appears to be the fault of the Patent Office, no fee is enclosed. Should any fee be required to issue the Certificate of Correction, the same may be charged to our Deposit Account No. 15-0700

Issuance of the Certificate of Correction is respectfully requested.

Respectfully submitted,

THIS CORRESPONDENCE IS BEING SUBMITTED ELECTRONICALLY THROUGH THE PATENT AND TRADEMARK OFFICE EFS FILING SYSTEM ON May 1, 2007

Max Moskowitz

Registration No.: 30,576 OSTROLENK, PABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas New York, New York 10036-8403 Telephone: (212) 382-0700

MM:kc

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.
(Also Form PTO-1050)

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 7,133,138

DATED : November 7, 2006

INVENTOR(S): Akihiro HORII, Mamoru KANEKO, Tadashi HIRATA, Hitoshi MIZUNO

It is certified that error appears in the above identified patent and that said Letters Patent is

hereby corrected as shown below.										
Related U.S. Application Data										
Divisional of application No.: 09/656,799 filed on Sept. 7, 2000, Pat. No. 6,687,010										

MAILING ADDRESS OF SENDER:

Ostrolenk, Faber, Gerb & Soffen, LLP 1180 Avenue of the Americas New York, NY 10036-8403

PATENT NO.

^

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Through any depending poin the needs of the individual case. Any commence on the stronger of the property of the



# United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Tradomurk Office Address COMMISSIONER FOR PATENT'S PO 00.1450 Absending Visigne 2231-1450

					www.copto.gov			
APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS	
10/727,302	12/02/2003	2877	2240	P/16-347 DIV	39	73	9	

CONFIRMATION NO. 5903

000002352 OSTROLENK FABER GERB & SOFFEN 1180 AVENUE OF THE AMERICAS NEW YORK, NY 100368403 FILING RECEIPT

\*OC00000012006611\*

Date Mailed: 03/03/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the exemination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Akihiro Horii, Hachioji-shi, JAPAN; Mamoru Kaneko, Hachioji-shi, JAPAN; Tadashi Hirata, Hachioji-shi, JAPAN; Hitoshi Mizuno, Hachioji-shi, JAPAN;

#### Assignment For Published Patent Application

Olympus Optical Co., Ltd.;

Domestic Priority data as claimed by applicant

This application is a DIV of 09/656,799 09/07/2000 PAT 6,687,010

Foreign Applications

JAPAN 11-256294 09/09/1999 JAPAN 2000-078743 03/21/2000 JAPAN 2000-154417 05/22/2000

If Required, Foreign Filing License Granted: 03/02/2004

Projected Publication Date: 06/10/2004

Non-Publication Request: No

Early Publication Request: No

Title

Rapid depth scanning optical imaging device

Preliminary Class

356

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations. 5.11 & 5.15

#### GRANTED

The applicant has been granted a license under 35 U.S.C. 134, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15 (b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espinage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CPR 121-128); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (iii); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



